

APPROVED
MAY 20 2009

REPORT OF GENERAL MANAGER

NO. 09-109

DATE May 20, 2009

BOARD OF RECREATION
and PARK COMMISSIONERS

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BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: BALDWIN HILLS RECREATION CENTER - COMMUNITY BUILDING
(#1710C) - RELEASE OF FUNDS WITHHELD UNDER CONTRACT
NO. 2871 TO WESTLAND BUILDERS

R. Adams _____
H. Fujita _____
S. Huntley _____
V. Israel _____
J. Kolb _____
F. Mok _____
K. Regan _____
*M. Shull *Clare*

[Signature]
General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

That the Board release to Westland Builders all funds previously withheld to satisfy stop notice claims in the amount of \$12,884.35, which claims have now expired.

SUMMARY:

The Board of Recreation and Park Commissioners accepted the following Stop Notices filed against Westland Builders under Department Contract No. 2871 for the Baldwin Hills Recreation Center - Community Building (#1710C):

<u>Acceptance Date</u>	<u>Claimant</u>	<u>Amount</u>
July 12, 2000	A Q Management & Control, Inc.	\$2,000.00
October 18, 2000	Paramount Scaffold Co.	\$529.35
September 19, 2001	Global Steel Products Corporation	\$1,080.00
November 28, 2001	ESB Landscape	\$1,875.00
January 23, 2002	Crest Sheet Metal Company	<u>\$7,400.00</u>
TOTAL AMOUNT		\$12,884.35

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On January 9, 2002 the Board accepted the work on the project as complete and Westland Builders was furnished with a letter of completion. A Q Management & Control, Inc., Paramount Scaffold Co., Global Steel Products Corporation, ESB Landscape, and Crest Sheet Metal Company were required to perfect their Stop Notice claims within 180 days of the Board's acceptance of the project or the Notice would become invalid and was notified in writing on April 1, 2009 to respond within 15 days as to whether their Stop Notices had been perfected.

A Q Management & Control, Inc., Paramount Scaffold Co., Global Steel Products Corporation, ESB Landscape, and Crest Sheet Metal Company failed to respond; the 180-day period has expired and Civil Code Section 3210 requires that the funds withheld be paid to the contractor. Therefore, it is now in order to release the subject funds to Westland Builders.

FISCAL IMPACT STATEMENT:

The release of funds will have no impact on the Department's General Fund.

This report was prepared by LaTonya D. Dean, Commission Executive Assistant.